

### REMARKS

At the outset, Applicant and the undersigned wish to thank the Examiner for the telephonic interview held on September 9, 2004 regarding the present application.

In the Office Action, claims 1-26 were rejected under 35 U.S.C. § 101. Although Applicant disagrees with the basis for the rejection set forth in the Office Action, Applicant has amended the claims to satisfy the conditions set forth in the Office Action for a claim to be statutory subject matter under § 101. As discussed and agreed to in the interview, the claims as amended satisfy the requirements of § 101.

Accordingly, Applicant respectfully requests withdrawal of the rejections and allowance of the claims. If the Examiner is of the opinion that the instant application is in condition for disposition other than allowance, the Examiner is respectfully requested to the undersigned attorney at the telephone number listed below in order that the Examiner's concerns may be expeditiously addressed.

Respectfully submitted,

Date: September 10, 2004



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